

SCOTT N. SCHOOLS  
Acting United States Attorney

CHARLES M. O'CONNOR (CA State Bar No. 56320)  
Assistant United States Attorney  
450 Golden Gate Ave., 10th Floor  
San Francisco, California 94102  
Tel: (415) 436-7180

RONALD J. TENPAS  
Acting Assistant Attorney General  
Environment and Natural Resources Division

PAMELA S. TONGLAO  
Trial Attorney  
U.S. Department of Justice  
Environmental Defense Section  
P.O. Box 23986  
Washington, D.C. 20026-3986  
Tel: (202) 305-0897  
Fax: (202) 514-8865  
Email: pamelatonglao@usdoj.gov

Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

BAYKEEPER, HUMBOLDT  
BAYKEEPER, ECOLOGICAL RIGHTS  
FOUNDATION, and COMMUNITIES FOR  
A BETTER ENVIRONMENT,

Plaintiffs,

v.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, STEPHEN L.  
JOHNSON, as Administrator of the United  
States Environmental Protection Agency,  
WAYNE NASTRI, as Regional  
Administrator of the United States  
Environmental Protection Agency, Region 9,

Defendants.

Case No. C 06-5611 CRB

STIPULATION OF DISMISSAL

Pursuant to Civil Local Rule 7-12 and Rule 41(a)(1)(ii) of the Federal Rules of Civil

Procedure, Plaintiffs Baykeeper, Humboldt Baykeeper, Ecological Rights Foundation, and Communities for a Better Environment and Defendants United States Environmental Protection Agency, Stephen L. Johnson, and Wayne Nastri hereby stipulate to the dismissal of this action with prejudice, pursuant to a settlement agreement executed by Plaintiffs and EPA on June 20, 2007. Defendants will pay attorneys' fees and costs as set forth in the settlement agreement.

FOR PLAINTIFFS:

Dated: June 22, 2007

/s/ Christopher Sproul  
CHRISTOPHER SPROUL  
Environmental Advocates  
5135 Anza Street  
San Francisco, CA 94121

FOR DEFENDANTS:

SCOTT N. SCHOOLS  
Acting United States Attorney

RONALD J. TENPAS  
Acting Assistant Attorney General  
Environment & Natural Resources Division

Dated: June 22, 2007

/s/ Pamela S. Tonglao<sup>1/</sup>  
PAMELA S. TONGLAO  
Trial Attorney  
United States Department of Justice  
Environmental Defense Section  
P.O. Box 23986  
Washington, D.C. 20026-3986

**PURSUANT TO STIPULATION, IT IS SO ORDERED. CASE NUMBER 06-5611 IS ~~IS~~ DISMISSED WITH PREJUDICE.**

Dated: June 25, 2007

HON. CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE

<sup>1/</sup> As the filing attorney, I, Pamela S. Tonglao, attest that this document acceptable and have given me permission to electronically file this

